

II. REMARKS

A. Comments on the Interview Summary

The Applicant would like to thank Examiner Grey for the time spent in discussing the present application during the phone conference of January 26, 2011.

The Applicant agrees with the Examiner's comments in the Examiner Summary of February 2, 2011.

B. General

The application still contains 56 claims.

Claims 1, 36 and 39 have been amended as described below.

Claims 52 and 56 remain cancelled from the present application.

Claims 2-35, 37-38, 40-51, 53-55 and 57-58 remain unchanged.

Support for the amendments to claims 1, 36 and 39 can be found in the description, claims and drawings as originally filed. No new matter has been added to the present application by the current amendment.

C. Formal Matters Identified by the Examiner and Response

In the Office Action, the Examiner indicates that line 7 of claim 1 should be amended to read as follows: "obtaining bandwidth information via a processing entity, regarding packets received...".

In response, claim 1 has been amended to indicate “obtaining bandwidth information via a processing entity, regarding packets received...”, as suggested by the Examiner.

In the Office Action, the Examiner has further indicated that claims 36 and 39 should be amended as follows: “A non-transitory computer-readable storage medium containing a program...”.

In response, claims 36 and 39 have been amended to indicate “A non-transitory computer-readable storage medium containing a program...” as suggested by the Examiner.

It is believed that these amendments to claims 1, 36 and 39 address the formal matters identified by the Examiner. Claims 1, 36 and 39 are now believed to be in compliance with the Patent Act and Rules.

D. Acknowledgement of Allowance

The Applicant gratefully acknowledges the Examiner’s indication on page 2 of the Office Action that this application is in condition for allowance.

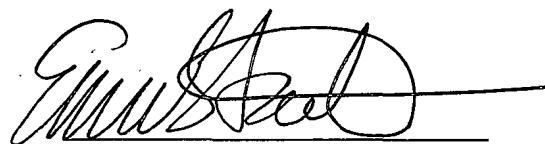
Now that the formal matters identified by the Examiner have been addressed, the Applicant looks forward to receipt of a Notice of Allowance.

III. CONCLUSION

In view of the above, it is respectfully submitted that all of claims 1-51, 53-55 and 57-58 are now in condition for allowance. Allowance of the present application at an early date is solicited.

If the claims of the application are not considered to be in full condition for allowance, for any reason, the Applicants respectfully request the constructive assistance and suggestions of the Examiner in drafting one or more acceptable claims or in making constructive suggestions so that the application can be placed in allowable condition as soon as possible and without the need for further proceedings.

Respectfully submitted,



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Date: March 15, 2011

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